

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

MAY 12 2011
SECRETARY, BOARD OF
OIL, GAS & MINING

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF BERRY PETROLEUM COMPANY FOR AN ORDER TO FORCE POOL THE INTERESTS OF ALL OWNERS REFUSING OR FAILING TO BEAR THEIR PROPORTIONATE SHARE OF THE OF THE COSTS OF DRILLING AND PRODUCING OPERATIONS LOCATED IN THE SW¼SE¼, NW¼SW¼ AND THE S½SW¼ OF SECTION 10, TOWNSHIP 5 SOUTH, RANGE 4 WEST, USM, DUCHESNE COUNTY, UTAH

**SECOND AFFIDAVIT OF JERRY L.
GONZALEZ**

Docket No. 2011-011

Cause No. 272-02

STATE OF COLORADO)
 : ss
CITY AND COUNTY OF DENVER)

JERRY GONZALEZ, having been duly sworn upon oath, deposes and states as follows:

1. I am of legal age and otherwise competent to testify as to all matters contained herein.
2. I am a landman with Berry Petroleum Company (“Petitioner”).
3. I am familiar with the matters set forth in Petitioner’s Request for Agency Action (the “Request”) filed concurrently herewith.
4. It has come to our attention that additional parties need to be added to Exhibit “C”, the list of parties to be force pooled, attached to the Affidavit of Jerry L. Gonzalez in Support of Ex Parte Motion to Serve Notice by Certified Mail and Publication. An updated Exhibit “C” is attached hereto.

5. As discussed in the Request, With the exception of Paul L. Lehrman, all of the parties to be force pooled are heirs and/or devisees of Gus Solmonson.

6. All of these parties were included on Exhibits "A" or "B" and all proper notice has either been sent to these parties via certified mail, or if there is no address for these parties, notice will be accomplished by publication pursuant to Order of the Board.

Dated this 12 day of May, 2011.


JERRY L. GONZALEZ

SUBSCRIBED AND SWORN to before me this 12th day of May, 2011.




NOTARY PUBLIC

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EXHIBIT "C"
Names of Mineral Interest Owners to be Force Pooled

Paul Lehrman
P.O. Box 2329
Farmington, NM 87499

Heirs and/or Devisees of Gus Solmonson:

Colleen Moore Jones
12189 W. 75th Ln
Arvada, CO 80005

Angelique Hill
2196 San Anseline
Long Beach, CA 90815-3123

Shelley Moore Call
674 Wakefield Rd.
Goleta, CA 93117

Rachel Hill Vlaardingerbroek
1211 N. 2100 W.
Layton, UT 84041

Terri Miller Killian
P.O. Box 284
Duchesne, UT 84021

Amanda Hill
1154 S. 800 E.
SLC, UT 84105

Estate of Lisa Hill Cunningham
c/o Dean Cunningham
5560 N. Hwy 69
Honeyville, UT 84314

Rebecca Hill Spriggs
3779 E. Hermes Dr.
SLC, UT 84124

M. Andrew Cunningham
487 S. Main
Garland, UT 84312

Donald E. Hill
210 N. Main St. #1034
Kamas, UT 84036

Amber Cunningham Blake
1937 E. 1425 N.
Layton, UT 84040

Stephen Taylor
3981 Brockbank Way
SLC, UT 84124

Zachary Cunningham
819 W. 830 N.
Orem, UT 84057

Carol Pendleton
9961 S. Blossom Dr.
Sandy, UT 84092

Anita Cunningham
396 W. 700 N.
Lindon, UT 84042

Bonnie Parker Evans
1723 Nevada
Salt Lake City, UT 84148

Estate of Douglas W. Hill
c/o Laura Kingsford Hill
2196 San Anseline
Long Beach, CA 90815-3123

Christopher Hill
2196 San Anseline
Long Beach, CA 90815-3123

Judi Parker Nielson
8097 Maddingly Ave.
Las Vegas, NV 89117

Jody Lynn Parker Brooksby
22865 SW Eno Pl.
Tualatin, OR 97062

Robert Kevin Sanders
4430 N. 22nd St. #4
Phoenix, AZ 85016

Colleen Turpin Webb
3328 W. Olive Grove Way
West Jordan, UT 84088

Terri Turpin VanLeeuwen
9044 N. Lariat Circle
Park City, UT 84098

Tamara Turpin Peterson
5103 N. Edinburgh Way
Boise, ID 83717

Tonya Turpin Heaton
5966 S. Bluestone Circle
Murray, UT 84123

Dr. Virgil Parker
646 E. 600 N.
Alpine, UT 84004-2300

Victor Michael Kemp
5505 Butterworth Ct.
Alexandria, VA 22310

Jeffrey Robert Parker
30069 S. Maryland Parkway, Suite 710
Las Vegas, NV 89109

Dr. George Rex Parker
(no address of record)

James Craig Sanders
(no address of record)

Estate of Ader Manora Gilbert Parker
c/o Thomas Bryan Parker
(no address of record)

Ermon Parker Winget
(no address of record)

Marjorie Parker Christensen
(no address of record)

Minnie Eleanor Parker Coon
(no address of record)

Estate of Barbara Moore Richardson
c/o Sherman Richardson
(no address of record)

Lowell Moore
(no address of record)

Irene Moore
(no address of record)

Sylvia Moore Martin
(no address of record)

Vicki Irene Kemp Lowman
2135 S. Main St., #7
Bountiful, UT 84010

Estate of E. Ross McDonald
(no address of record)

Estate of Carman Gene Horrocks
c/o Colleen Peterson Horrocks
(no address of record)

Estate of Hazel P. Henderson
(no address of record)

Todd Horrocks
(no address of record)

Estate of Thelma P. Chanslor
(no address of record)

Cindy Horrocks
(no address of record)

Estate of Andrew J. Parker
(no address of record)

Trina Horrocks
(no address of record)

Estate of Max Parker
(no address of record)

Estate of Martha Lou Horrocks Miller
c/o Doyle Dwayne Miller
(no address of record)

Estate of Carl G. Parker
(no address of record)

Jerry Miller
(no address of record)

Estate of Thomas L. Parker
(no address of record)

Randy Miller
(no address of record)

Estate of Albert B. Parker
(no address of record)

Estate of Alta Viola Gilbert Hill
c/o Alfred Thomas Hill
(no address of record)

Estate of Gilbert G. Parker
(no address of record)

Estate of Luessa Rosellen Gilbert McDonald
c/o Daniel Archie McDonald
(no address of record)

Estate of James A. Parker
(no address of record)

Estate of Mary Lula McDonald Cotton
Hardman
(no address of record)

Gordon K. McDonald
(no address of record)

Estate of Daniel Hampton McDonald
c/o Minnie Okey McDonald
(no address of record)

Bob McDonald
(no address of record)

Estate of Jack Bean McDonald
c/o Susan Myrtle Heath
(no address of record)

Estate of Oscar Snow McDonald
c/o Margaret Elnora Ross
(no address of record)

Roger K. McDonald
(no address of record)

Estate of Erma Dean Croft
c/o Leone Croft
(no address of record)

Estate of Mara Brush
c/o Dee Brush
(no address of record)

Fay Carter
(no address of record)

Mabel Carter Beach
(no address of record)

Mazel Carter Cahoon
(no address of record)

Ada Carter Johnson
(no address of record)

Estate of Barbara Moore Richardson
c/o Sherman Richardson
(no address of record)

Estate of Thomas Martindale Gilbert
c/o Cecelia Gilbert
(no address of record)

Estate of Jack LaRell Gilbert
c/o Arlene Gilbert
(no address of record)

Estate of Martha Gilbert Lisenbee
c/o Allen Lisenbee
(no address of record)

Estate of John Alma Gilbert
c/o Celestia Gilbert
(no address of record)

Estate of Arlene Parker Michelsen
c/o A. Reed Michelsen
(no address of record)

Estate of Gladys Valeen Prisby
(no address of record)

Estate of Minnie Sue Prisby Jones
(no address of record)

Estate of Brice W. Prisby
(no address of record)

Estate of Cline Jackson Prisby
(no address of record)

Estate of Aileen Prisby Lund
(no address of record)

Estate of Chad Johnson
(no address of record)

Estate of Connie Meacham
(no address of record)

Glen Albert Gilbert
775 S. 4th Ave.
Othello, WA 99344

Garn LaMar Gilbert
690 Lemaster Rd.
Othello, WA 99344

Estate of Evelyn Gilbert Mullins
c/o Max Ray Mullins
(no address of record)

Jill Johnson
109 W. 900 S.
Bountiful, UT 84010

Edward Gilbert Young
585 Ann St.
Clearfield, UT 84015

Jacqline Johnson Ithelbah
5145 Drifting Snow Loop
Pinetop, AZ 85935

Estate of Naomi Gilbert Baldwin
c/o Theodore Nielsen Baldwin, Jr.
(no address of record)